

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

ROOSEVELT SMITH

PLAINTIFF

v.

4:12-cv-00219-KGB-JTK

RICK EMERSON, et al.

DEFENDANTS

ORDER

The Court has received proposed findings and recommendations from United States Magistrate Judge Jerome T. Kearney. After a review of those proposed findings and recommendations, and the timely objections received thereto, as well as a de novo review of the record, the Court adopts them in their entirety. Accordingly,

IT IS, THEREFORE, ORDERED that Defendants Emerson, Rafiel, Zulpo and Mehler are DISMISSED, for failure to state a claim upon which relief may be granted.

IT IS SO ORDERED this 20 day of August, 2012.

Kristine G. Baker

KRISTINE G. BAKER

UNITED STATES DISTRICT JUDGE